

REMARKS

Claims 1-14, 18-22, 30-43, 47-51, and 56 are presently pending in the above-identified patent application. No claim is allowed.

Claims 1-14, 18-22, 30-43, 47-51, and 56 have been rejected pursuant to the judicially-created doctrine of obviousness-type double patenting over the claims of prior United States Patent No. 6,607,566. The examiner has indicated that a timely-filed terminal disclaimer will overcome this rejection.

Filed herewith is a Terminal Disclaimer disclaiming any portion of the term of any patent to be granted on the above-identified patent application that extends beyond the term of prior United States Patent No. 6,607,566. Withdrawal of this rejection is respectfully requested.

Claims 30-43 and 47-51 have been rejected pursuant to 35 U.S.C. §103(a) as unpatentably obvious over Dubin. Claims 30-43 and 47-51 have been canceled, rendering this rejection moot.

Claim 1 has been amended. After consideration, it is believed that the amendment to claim 1 made in the Amendment filed on June 25, 2007 was unnecessary in view of the prior-existing language of claim 1 which the undersigned believes already made clear that the “passing said aged composition through a shear pump” necessarily occurred after aging, since it referred to “said aged composition.”

It is believed that this application is in condition for allowance. Early favorable consideration of this amendment is earnestly solicited.

Applicants believe that the above-identified application is now in condition for allowance and such action is respectfully requested.

If the Examiner has any questions regarding this application or this response, the Examiner is requested to telephone the undersigned at 775-586-9500.

Respectfully submitted,  
SIERRA PATENT GROUP, LTD.

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/kenneth d'alessandro/

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